

**Minutes of the Regular Meeting of the
STATE BOARD OF EDUCATION
2500 NORTH LINCOLN BOULEVARD
STATE BOARD ROOM, SUITE 1-20
OKLAHOMA CITY, OKLAHOMA**

January 23, 2020

The State Board of Education met in regular session at 9:30 a.m. on Thursday, January 23, 2020, in the Board Room of the Oliver Hodge Education Building at 2500 North Lincoln Boulevard, Oklahoma City, Oklahoma. The final agenda was posted at 9:25 a.m. on Wednesday, January 22, 2020.

The following were present:

Mr. Brad Clark, General Counsel
Ms. Terrie Cheadle, Chief Executive Secretary

Members of the State Board of Education present:

State Superintendent Joy Hofmeister, Chairperson of the Board
Mr. Brian Bobek, Oklahoma City
Mr. Barry "Kurt" Bollenbach, Kingfisher
Mrs. Carlisha Williams Bradley, Tulsa
Mr. William "Bill" Flanagan, Claremore
Mrs. Estela Hernandez, Oklahoma City
Mrs. Jennifer Monies, Oklahoma City

**CALL TO ORDER
AND
ROLL CALL**

State Superintendent Joy Hofmeister called the State Board of Education regular meeting to order at 9:30 a.m. Ms. Cheadle called the roll and ascertained there was a quorum.

Superintendent Hofmeister welcomed everyone to the meeting and introduced Senator J. J. Dossett.

**PLEDGE OF ALLEGIANCE, OKLAHOMA
FLAG SALUTE, AND MOMENT OF SILENCE**

Superintendent Hofmeister led Board Members and all present in the Pledge of Allegiance to the American Flag, a salute to the Oklahoma Flag, and a moment of silence.

STATE SUPERINTENDENT

Recognition of Department Employee for the month of January

Superintendent Hofmeister recognized Lakisha Simon, Senior Education Data Analyst as employee for the month January.

Special Recognition of Department Employee Debbie Hamilton

Superintendent Hofmeister recognized Debbie Hamilton, Executive Director of Child Nutrition for 39 years of service to Oklahoma and retirement the first week of February.

**Resolution commemorating “Local School Board Month”
and recognition of Board Member Appreciation with the
Oklahoma State School Board Association (OSSBA)**

Superintendent Hofmeister recognized the Oklahoma State Schools Boards Association (OSSBA) celebration of “Local School Board Month” and board member appreciation. Dr. Shawn Hime, Executive Director, OSSBA, was presented a Resolution honoring and saluting the dedication of school board members in the month of January.

Information from the State Superintendent

Superintendent Hofmeister updated on the 2020 Student Advisory Council and school visits by Assistant Secretary Frank Brogan, Office of Elementary and Secondary Education, U.S. Department of Education.

BOARD ADMINISTRATIVE

December 19, 2019 regular meeting minutes of the State Board of Education - Approved

Board member Bobek moved to approve the minutes of the December 19, 2019, regular meeting.

Board member Bollenbach referred members to the **Appeal of a Charter school Denial by Harlow Creek-Tulsa**, page 5, fourth paragraph and asked should the statement read “Brad Clark, General Counsel, advised that the TPS policy in conjunction with Charter School Act **does not** allow....”

Board member Bobek motioned to include the words ‘**does not**’ in the paragraph as amended. Board member Flanagan seconded the motion. The motion carried with the following votes: Ms. Monies, yes; Mr. Bobek, yes; Mr. Flanagan, yes; Ms. Williams Bradley, abstained; Mr. Bollenbach, yes; Ms. Hernandez, yes; and Superintendent Hofmeister, yes.

PUBLIC COMMENT

Barbara G. Bowersox, Oklahoma for School Calendar Reform, signed up to address support for the length of term school day proposed amended rule. As a committee member of the Oklahoma for School Calendar Reform and advocate, voiced perspective on the need for parameters to study school district calendars, instructional days and priorities; calendar effects on vulnerable students/parents and challenges, and special program/delivery services. The committee determined the rule is a good effort for school districts to work on similar schedules, refocus children’s needs for an appropriate length of the school day and school year.

First-Year Superintendents

First-year Superintendents attending the meeting included Jack Ward, Coalgate Public Schools; Robert Ross, Ratan Public Schools; Randy Martin, Roland Public Schools; Alicia Ebers, White Rock Public Schools; and Johnie Deeker, Peckman Public Schools

CONSENT DOCKET - Approved

Discussion and possible action on the following deregulation applications, statutory waivers and exemptions for the 2018-2019 school year and other requests:

6. (a) Request approval on exceptions to State Board of Education teacher certification regulations to permit issuance of emergency (provisional) certificates - **70 O.S. § 6-187**
- (b) Request approval for waiver requests –
 - (1) Oklahoma Cost Accounting System (OCAS) – **70 O.S. § 1210.57**
 1. Albion Public Schools

2. Beaver Public Schools
3. Bennington Public Schools
4. Caney Public Schools
5. Davis Public Schools
6. Drumright Public Schools
7. Fort Towson Public Schools
8. Gans Public Schools
9. Glencoe Public Schools
10. Krebs Public Schools
11. Lawton Public Schools
12. Little Axe Public Schools
13. Oilton Public Schools
14. Oklahoma Connections Academy
15. Perry Public Schools
16. Plainview Public Schools
17. Rock Creek Public Schools
18. Talihina Public Schools
19. Watts Public Schools
20. White Rock Public Schools

(2) Per-pupil revenue - **70 O.S. §§ 3-104, 18-200.1 and OAC 210:35-1-4**

1. Academy of Seminole

Brad Clark, General Counsel advised individuals were present who did not have a relevant degree or work experience have provided resumes for the **emergency certification on Consent Docket 6. (a)**; and reviewed requirements for Prek-3rd early childhood, elementary, LTRS training, science of reading, and waiver deadlines.

Kathy Black, Executive Director, OCAS/Financial Accounting-Auditing, reviewed **Consent Docket 6. (b) (1) OCAS waiver request** September 1 deadlines, state aid allocation/monthly penalty, administrative rule requirements, December 31 issuance; district non-compliances and notifications.

Board members discussed and asked questions regarding OCAS waiver requests final calculations, school reporting delays/reasons, deadline and yearly non-compliances; Albion, Gans, Perry school districts consecutive year request and explanations; and penalties impacting student/classroom.

Tom Pickens representing Perry Public Schools said he assisted with the district's school finance record recovery due to a 2018-2019 Ransomware attack, and training a replacement for the retired treasurer.

Board member Bobek moved to approve **OCAS waiver requests, Consent Docket 6. (b) (1)** with the exception of Albion and Gans Public Schools. Board member Hernandez seconded the motion. The motion carried with the following votes: Ms. Hernandez, yes; Mr. Bollenbach, yes; Ms. Williams Bradley, nay; Mr. Flanagan, yes; Mr. Bobek, yes; Ms. Monies, yes; and Superintendent Hofmeister, yes.

Board members discussed and asked questions regarding applicant/school **emergency certificate requests, Consent Docket 6. (a)** for **Erica Hicks-Tulsa Public Schools** and **Laura Gonzalez-Little Axe Public Schools**.

Ms. Gonzales said her professional background was with DHS Child Protective Services and work experience as an elementary teacher aid during high school. Current assignment in 1st grade classroom with a mentor teacher. Her plans are to complete full certification. Jay Thomas and Teresa Neeley, Little Axe Public Schools accompanied Ms. Gonzalez.

Ms. Hicks said she was credentialed in social work, substitute teacher certification and was employed as a case manager in Colorado. In 2013-14 worked with Tulsa Child Protective Services; 2014-16 preK-1st teacher at Deborah Brown Community School, Tulsa Discovery Lab 2019; and currently teaching 1st grade at Greenwood Leadership Academy.

Jabar Shumate, Executive Director, Met Cares Foundation, said Greenwood Leadership Academy (GLA) partners with Tulsa Public School District and contracts with the non-profit foundation which operates GLA. The instructional coach assigned to Ms. Hicks, who was unable to attend today, provides daily coaching consisting of observation, feedback, and strategy follow-up.

Mr. Clark advised the **OCAS** waiver request **Consent Docket 6. (b) (2) 1. Academy of Seminole** due to the academy not receiving ad valorem tax, pursuant the state aid section of Title 70, therefore are eligible to apply for the OCAS penalty waiver. As a result of only receiving state appropriated funds and seeing a significant increase in student enrollment from the prior year, the academy fundraised additional revenue to obtain facilities. Due to these exigent circumstances and good cause demonstrated, the waiver request was recommended for approval.

Board member Flanagan moved to approve **Consent Docket** item **6. (a) exceptions emergency certificates** and item **6. (b) (2) 1. Academy of Seminole OCAS** request. Board member Bollenbach seconded the motion. The motion carried with the following votes: Ms. Monies, yes; Mr. Bobek yes; Mr. Flanagan yes; Mr. Bollenbach, yes; Ms. Williams Bradley, yes; and Ms. Hernandez, yes; Superintendent Hofmeister, yes.

STUDENT SUPPORT

Annual Report on Alternative Education Programs

Petra Woodard, Executive Director Academic Counseling; Brayden Savage, Director Alternative Education, and Missy Corn, Alternative Education Field Specialist (Office of Student Support) presented the 2019 Annual Alternative Ed report and overviewed the state regional structure; alternative education definition, components, programs/types, year-to-date data, needs assessment; professional development, advisory review, collaborations; dropout rate, student reengagement, graduation cohorts and programs of excellence.

SCHOOL SUPPORT & ACCOUNTABILITY

Tulsa Teacher Corps Application submitted by Tulsa Public Schools to be a provider of an alternative teacher preparation program - Approved

Devin Fletcher, Chief Academic and Chief Talent Officer and Quentin Liggins, Director of Talent Acquisitions, Retention, Development, Tulsa Public Schools (TPS) presented a request for a proposed TPS-Tulsa Teacher Corps 2-year alternative training and development program for early childhood, elementary, secondary and special education teachers.

Tulsa Public Schools-Tulsa Teacher Corps partnering with The New Teacher Project (TNTP) Teaching Fellows received a joint federal grant to build a comprehensive teacher development program in the district that TPS District that serves approximately 40,000 students, 6500 employees, 76 schools (primarily elementary), 6 charter partners and 2300 Tulsa area educators. The district's vision is for Tulsa to be the destination for extraordinary educators. A bold "Destination Excellence" strategic plan is a TPS joint effort and created with a focus on TPS being the best district in the state and the country.

Board members asked questions and discussed the overview presentation that included five core values; expectations as a learner, contributor and designer; recruitment, training/development, retention program; Oklahoma Academic Standards, alignments, accreditations, and student achievement expectations/excellence; expansion of special education services, summer boot camp pre-service teacher training, content driven Tier 1 instructors, OSDE boot camp training and integral component into Tulsa Teacher Corps, state OGET exam requirement and waiver, district test prep development and Tulsa Teacher Corps prep requirement; incorporating districtwide LTRS (pronounced "letters") training, higher education preparedness/partnership/data usage, and Northeastern State University (NSU) 'Grow Your On' program.

Todd Loftin, Executive Director, Special Education, clarified a provisional certificate in mild, moderate and profound is issued upon completion of boot camp requirements at which point an individual is qualified to write an Individual Education Plan (IEP). Without the certificates individuals are not qualified to write IEPs nor provide special instruction to special education students.

In response to Board member Bobek's inquiry, Mr. Clark said if approved, state statute requires an annual report and should the provider not meet requirements the SBE has authority to suspend or disapprove the provider's (TPS) program upon proper notice and opportunity for the provider to come forth pursuant SB217.

Board member Hernandez moved to approve the application request and required a 1-year detailed annual report to include results and best practices. Board member Williams Bradley seconded the motion. The motion carried with the following votes: Ms. Hernandez; yes; Ms. Williams Bradley, yes; Mr. Bobek, yes; Mr. Bollenbach, yes; Ms. Monies, yes; Mr. Flanagan, yes; and Superintendent Hofmeister, yes.

LEGAL SERVICES

Amended Rules Adoption Approved

Lori Murphy, Assistant General Counsel presented a request to adopt the following rules:

- (1) Title 210. State Department of Education
Chapter 10. School Administration and Instructional Services
Subchapter 1. General Provisions
210:10-1-4. Length of term [AMENDED]
- (2) Title 210. State Department of Education
Chapter 25. Finance
Subchapter 3. Funding Criteria
210:25-3-4. Personnel [AMENDED]
- (3) Title 210. State Department of Education
Chapter 35. Standards for Accreditation of Elementary, Middle
Level, Secondary, and Career and Technology Schools
Subchapter 23. Honor Societies
**210:35-23-3. Oklahoma middle, junior high, or high school
Honor Society [AMENDED]**

(Board member Monies stepped out at 11:43 am-11:45 am)

(Board member Flanagan stepped out at 11:47 am-11:51 am)

Board member Bollenbach moved to adopt the rule requests. Board member Williams Bradley seconded the motion. The motion carried with the following votes: Ms. Monies, yes; Mr. Bobek yes; Mr. Flanagan yes; Ms. Williams Bradley, yes; Mr. Bollenbach, yes; Ms. Hernandez, yes; and Superintendent Hofmeister, yes.

STATE BOARD OF EDUCATION OFFICE

Resolve into Executive Session

pursuant to 25 O.S. §§ 307 (B) (4) (7) and (8) for the purpose of discussing possible action to accept the Hearing Officer's proposed orders to revoke the teacher certificates and certificate numbers of

- 1) Stephanie Cowan; 2) Tasha McCuan; 3) Seth Swaim;
4) Troy Vance; and 5) Hee-Jun Son - 70 O.S. § 3-104; OAC 210-1-5-6**

Resolve into Executive Session

pursuant to 25 O.S. §§ 307 (B) (4) (7) and (8) for the purpose of discussing possible action to issue an emergency order summarily suspending the teacher certificates and certificate numbers of

- 1) Joyce Churchwell and 2) John Horner** pending an individual proceeding for revocation or other action –**70 O.S. § 3- 104; 75 O.S. § 314;
OAC 210-1-5-6**

Resolve into Executive Session

pursuant to 25 O.S. §§ 307 (B) (4) and (7) to discuss confidential communications with legal counsel concerning a pending investigation, claim, or action, concerning **Seeworth Academy** when advised by legal counsel that disclosure of any additional information could seriously impair the ability to process or conduct the pending investigation and/or claim in the public interest - **25 O.S. §§ 307 (B) (4) and (7)**

Resolve into Executive Session

pursuant to 25 O. S. §§ 307 (B) (4) to discuss pending litigation, *Midwest City-Del City Independent School District #52, et al., and Western Heights Independent School District #I-1 v. Oklahoma State Department of Education, Joy Hofmeister, State Superintendent of Public Instruction; and Oklahoma State Board of Education*, in the **District Court of Oklahoma County**, CV-2016-1965 and CJ-2016-4826

Resolve into Executive Session

pursuant to 25 O. S. § 307 (B) (4) to discuss pending litigation, *Midwest City-Del City Independent School District #52, et al., and Western Heights Independent School District #I-1 v. Oklahoma State Department of Education, Joy Hofmeister, State Superintendent of Public Instruction; and Oklahoma State Board of Education*, in the **District Court of Oklahoma County**, CV-2016-1965 and CJ-2016-4826

Board member Flanagan moved to convene into Executive Session at 11:58 a.m. Board member Monies seconded the motion: The motion carried with the following votes: Ms. Monies, yes; Mr. Bobek, yes; Mr. Flanagan yes; Ms. Williams Bradley, yes; Mr. Bollenbach, yes; Ms. Hernandez, yes; and Superintendent Hofmeister, yes.

(Board member Williams Bradley left the meeting during the Executive Session)

Return to Open Session

Board member Flanagan moved to return to Open Session at 1:05 p.m. Board member Bobek seconded the motion. The motion carried with the following votes: Ms. Hernandez, yes; Mr. Bollenbach, yes; Mr. Flanagan, yes; Mr. Bobek, yes; Ms. Monies, yes; and Superintendent Hofmeister, yes.

Superintendent Hofmeister said no decisions were made on the matters discussed in the Executive Session. Brad Clark, General Counsel, Lori Murphy, Assistant General Counsel, Telana McCullough, Staff Attorney, and Oklahoma State Auditor's Office Representatives remained in the Executive Session.

Board member Monies moved to accept the Hearing Officer's orders to revoke teacher certificates and teacher numbers for **Stephanie Cowan, Tasha McCuan, Seth Swaim, Troy Vance and Hee-Jun Son**. Board member Flanagan seconded the motion.

The motion carried with the following votes: Ms. Monies, yes; Mr. Bobek, yes; Mr. Flanagan yes; Mr. Bollenbach, yes; Ms. Hernandez, yes; and Superintendent Hofmeister, yes.

Board member Hernandez moved to suspend the teacher certificates and certificate numbers of **Joyce Churchwell** and **John Horner**. Board member Bobek seconded the motion. The motion carried with the following votes: Ms. Hernandez, yes; Mr. Bollenbach, yes; Mr. Flanagan yes; Mr. Bobek yes; Ms. Monies, yes; and Superintendent Hofmeister, yes.

ADJOURNMENT

Board member Bobek moved to adjourn the meeting at 1:07 p.m. Board member Monies seconded the motion. Board members unanimously agreed.

The next regular meeting of the State Board of Education will be held on Tuesday, February 22, 2020, at 9:30 a.m. The meeting will convene at the State Department of Education-State Board Room, 2500 North Lincoln Blvd., Oklahoma City, Oklahoma.

Joy Hofmeister, Chairperson of the Board

Terrie Cheadle, Chief Executive Secretary